

**IC 20-51**

**ARTICLE 51. SCHOOL SCHOLARSHIPS**

**IC 20-51-1**

Chapter 1. Definitions

**IC 20-51-1-1**

**Application**

Sec. 1. The definitions in this chapter apply throughout this article.

*As added by P.L.182-2009(ss), SEC.364.*

**IC 20-51-1-2**

**"Agreement"**

Sec. 2. "Agreement" refers to an agreement between the department and an applicant that applies for certification of a school scholarship program.

*As added by P.L.182-2009(ss), SEC.364.*

**IC 20-51-1-3**

**"Contribution"**

Sec. 3. "Contribution" refers to a contribution to a scholarship granting organization for use in a school scholarship program.

*As added by P.L.182-2009(ss), SEC.364.*

**IC 20-51-1-4**

**"Cost of education"**

Sec. 4. (a) "Cost of education" means the tuition and fees that would otherwise be charged by a participating school to:

- (1) an eligible student; or
- (2) a parent of an eligible student.

(b) In the case of an eligible pupil who attends a public school, the term includes any transfer tuition charged to the eligible student or a parent of the eligible student.

*As added by P.L.182-2009(ss), SEC.364.*

**IC 20-51-1-5**

**"Eligible student"**

Sec. 5. "Eligible student" refers to an individual who:

- (1) has legal settlement in Indiana;
- (2) is at least five (5) years of age and less than twenty-two (22) years of age on the date in the school year specified in IC 20-33-2-7;
- (3) either has been or is currently enrolled in a participating school;
- (4) either:
  - (A) is a member of a household with an annual income of not more than two hundred percent (200%) of the amount required for the individual to qualify for the federal free or reduced price lunch program; or

- (B) received a scholarship under this article in the immediately preceding school year or the immediately preceding term of the current school year and qualified under clause (A) in the first year that the individual received a scholarship under this article; and
- (5) meets at least one (1) of the following conditions:
  - (A) The individual is enrolling in kindergarten.
  - (B) The individual was enrolled in a public school during the school year preceding the first school year for which a scholarship granting organization provides a scholarship to the individual.
  - (C) The individual received a scholarship in the previous year from a nonprofit scholarship granting organization that qualifies for certification as a school scholarship program.
  - (D) The individual received a school scholarship for the previous school year.

*As added by P.L.182-2009(ss), SEC.364.*

#### **IC 20-51-1-6**

##### **"Participating school"**

Sec. 6. (a) "Participating school" refers to a public or nonpublic school that:

- (1) an eligible student is required to pay tuition or transfer tuition to attend;
- (2) voluntarily agrees to enroll an eligible student;
- (3) is accredited by either the state board or a national or regional accreditation agency that is recognized by the state board; and
- (4) administers the tests under the Indiana statewide testing for educational progress (ISTEP) program or administers another nationally recognized and norm-referenced assessment of the school's students.

(b) The term does not include a public school in a school corporation where the eligible student has legal settlement under IC 20-26-11.

*As added by P.L.182-2009(ss), SEC.364.*

#### **IC 20-51-1-7**

##### **"Scholarship granting organization"**

Sec. 7. "Scholarship granting organization" refers to an organization that:

- (1) is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code; and
- (2) is organized at least in part to grant school scholarships.

*As added by P.L.182-2009(ss), SEC.364.*

#### **IC 20-51-1-8**

##### **"School scholarship"**

Sec. 8. "School scholarship" refers to a grant to pay only the cost of education for an eligible student as determined for the school year

(as defined in IC 20-18-2-17) for which the scholarship will be granted.

*As added by P.L.182-2009(ss), SEC.364.*